



State of Utah

Department of Natural Resources

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Division of Oil, Gas & Mining

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March 1, 2006

Tom Gyuro
Bluffdale Sand and Gravel
5635 Waterbury Way, Suite C-100
Salt Lake City, Utah 84121

Subject: Cessation Order Abatement, Bluffdale Sand and Gravel, Bluffdale Sand and Gravel #1, S/035/022, Salt Lake County, Utah

Dear Mr. Gyuro:

The abatement period for cessation order MC2005-03-01-01 has been extended several times to allow the land owners to pursue reclamation of the 68-acre mine to an alternate postmining land use, i.e. a housing development. Although progress is being made to this end, it appears ultimate approval is still some months—perhaps a year or more—away. By law, mining disturbance in the State of Utah must be permitted or reclaimed. The Division is anxious to see this cessation order terminated and the site either reclaimed or permitted and bonded for reclamation.

The Division proposes three options for actions Bluffdale Sand and Gravel could take that would abate the cessation order:

1. **Submit a Notice of Intention to Conduct Large Mining Operations (LMO) and a reclamation surety for reclamation only.**

The mine plan portion of the LMO would state that you will not be mining, so little information would be required for this portion. The reclamation plan would likely be two separate plans. One would show the site being returned to the premining land use of grazing and wildlife habitat, and the other would be to gain approval for a housing development. You would also need to submit a reclamation surety to cover the entire site. The Division would be willing to accept a surety in the amount of \$34,000 which is about \$500 per acre. The existing sureties totaling \$22,000 could be applied toward this amount.

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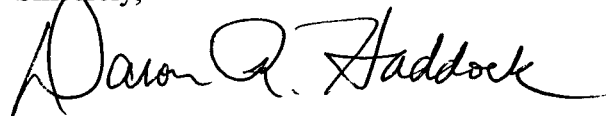
Because reclamation of this site to the premining land use would not be terribly complicated, the plan would not need to have a lot of detail. It should include a map of the area and a description of how the site would be graded and seeded. Some sediment control might be needed. The Division would be glad to meet with you to discuss the plan.

2. **Submit an LMO to permit mining.** If you were to complete and gain approval for the LMO that was started last year, the Division could allow recommencement of mining operations. This is one of the abatement options in the original cessation order.
3. **Reclaim immediately to the premining land use.** Even if you pursue this option, the cessation order requires that you submit a reclamation plan. This option was also included in the original cessation order.

Please contact Paul Baker at 801-538-5261 or me at 801-538-5325 by March 7, 2006, to let us know what option you will take. Per your request, the deadline for abatement of the cessation order has been extended to March 14, 2006. The Division anticipates it should be possible for you to complete a "No Mining LMO" within this time frame. Final approval will take additional time because it will include finalizing the bond documents and a 30-day public comment period.

Let us know if you have questions or concerns about these options. Thank you for your cooperation.

Sincerely,



Daron R. Haddock
Permit Supervisor
Minerals Regulatory Program

DRH:PBB:pb
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